

HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition no. 407 of 2006 (MS)

Tanvier Akhter Khurasi s/o Naseem Akhter
R/o Mohalla- Kassawan, Main Road,
Jwalapur, District Haridwar Petitioner

Versus

1. Additional District Judge, 1st F.T.C. Roorkee
2. Smt. Priyavanda w/o Balwant Singh
Nehru Nagar kasba, Tehsil Roorkee
3. Balvier Singh s/o Chohal Singh
Village Manak Mazara Pargana Bhwanpur,
Tehsil Roorkee, District Haridwar
4. Dharm Singh s/o Chohan Singh
Village Shantar Shah, at present
Village Kasanpur, Dhakhana Bhwanpur,
Tehsil Roorkee, Haridwar Respondents

Dated: 22.4.2006

Hon'ble Rajesh Tandon, J.

Heard Sri B.S. Adhikari counsel for the petitioner and
Standing Counsel for the respondents.

By the present writ petition, the petitioner has prayed for
a writ of mandamus restraining the executing Court from
proceedings in Execution Case No. 2 of 2005, till final disposal of
Civil Suit No. 90 of 2006.

The petitioner has informed this Court that in the suit the
stay order dated 21.4.2006 is still operating to the extent that
parties shall maintain status quo on the property in dispute.

In view of the aforesaid order the executing court shall abide
by the order passed in suit no. 90 of 2006. However, the Civil
Judge (JD) is directed to dispose of the suit within a period of

one year. During the pendency of the suit parties are directed to maintain status quo.

Accordingly, writ petition is disposed of. No order to costs.

Dated: 22.04.2006

Rajesh Tandon, J.

*Dhyani